

GAYNOR REBUKED ATTORNEY MILES.

His Prosecution of Arson Cases Criticised from the Bench.

LAWYER PATTERSON ANGRY

Threatened to Prefer Charges Against Mr. Backus's Assistant.

MALAZZO PROMPTLY ACQUITTED.

No Evidence Introduced to Connect the Accused Man with the Crime. Other Cases Go Over Until Next Week.

After being out for three hours, the jury in the case against Calvatore Malazzo, the alleged firebug, in Brooklyn, came in with a verdict of acquittal at 9:15 last night. Malazzo was indicted, with Antonio Peppone, with setting fire to their fruit store on Flushing avenue to get \$15,200 insurance. The defence opened yesterday morning.

Fifteen property owners, neighbors of the accused, testified yesterday to the good character of Malazzo.

Justice Gaynor took occasion to criticize from the bench the manner in which the people's case had been prepared.

"I never saw such a way of doing things," said his Honor.

He said the Assistant District Attorney had been allowed twice to stop the case to supply missing links in the evidence. He had not connected the defendant in any way with the taking out of the insurance policies, nor had he proved the presence of naphtha or other explosives in the receptacles said to have been found in the place after the fire.

Sylvester Vigilia testified that Malazzo's character was good.

"Don't you know that his associate, Peppone, has been accused of setting fires?" asked Mr. Miles.

Lawyer Patterson jumped to his feet to object.

"If this goes on," he shouted, "I will ask to suspend this trial to prepare charges of gross misconduct against the Assistant District Attorney. This is a most disgraceful way to conduct this trial."

Mr. Miles made a side remark to another reply of the witness.

"That is not evidence," said Justice Gaynor, addressing the jury. "Such allegations go for nothing except to poison the minds of the jury against the prosecution."

There was some more evidence of Malazzo's good reputation.

The defendant denied any connection with the fire in his fruit store. Then the case was given to the jury.

Mr. Miles asked that the trial of Peppone, Malazzo's partner, go on at once. Mr. Patterson, counsel for the defendant, said he would like the case to go over until next week to get a panel of jurors who had not listened to this trial. The case was finally put over until next week.

Mr. Miles had intended to call other alleged firebugs for trial, but their cases were also put over.

WHY COMMUTERS ARE SAD

The Long Island Railroad Has Decided to Dismiss All Its Pretty Young Women Station Agents.

Long Island Railroad commuters have long contended that they have more grievances than any Jersey or Westchester suburbanite. And now they are robbed of all that made travel bearable—the sweet lady station agents. A large number of young women have been employed on the road; many of them were pretty and all gracious. Yet the company has decided to remove them, and the commuters, who will have to deal with the gruff, overbearing officials, who will glower at anybody who has the temerity to ask him the price of tickets or what time the next train starts.

The company gives as a reason for this action that the women are incapable of attending to the duties incumbent on a station agent. At small towns this consists of looking after the outside as well as the inside of a station and smothering baggage during a rush of freight. An extra station hand could do all this and the fair ticket seller be allowed to remain. But as corporations are economical the woman station agent will have to go.

WOMEN TO HELP THE POOR.

Suffering to Be Lessened by Members of Father Malone's Church.

A large number of young women prominent in Catholic circles in Williamsburg met in the school hall attached to the church building of St. Peter and Paul's Church, of which Father Malone is pastor, yesterday afternoon, to devise plans for alleviating the sufferings of the poor of the well-known sugar house tenement district, which is in the parish. Representatives from the various women's societies were present and a number of pitiable cases were cited by members of the Relief Committee of the Ladies Aid Society.

Since the beginning of the winter season the society has spent over \$2,000 for food and clothing for the suffering and its treasury is now nearly depleted. Succor is given to all, irrespective of class or color.

After considerable debating, a progressive euchre was decided upon as the best means of raising a fund to complete the work of the society for the winter season. It will be held Friday evening, the 26th inst.

HURT WHILE SLEIGHDRIVING.

Runner Broke, and Mrs. Van Fleet Was Thrown Into the Snow.

Mrs. Van Fleet, of Centre Moriches, L. I., was badly injured at that place yesterday, in consequence of being thrown out upon the ground from a sleigh. She was driving at a rapid rate down the main street when, in crossing the railroad track, one of the runners broke and Mrs. Van Fleet was thrown out. Two other women that were driving with her fell upon her. When she succeeded in extricating herself it was found that she had been seriously bruised.

She was carried to her home, where a physician was called. She will recover.

BACKHUS MUST SHOW CAUSE

Effort to Have the Klein Witnesses, Accused of Perjury, Dismissed.

Judge Aspinall, of the County Court, Brooklyn, yesterday ordered District Attorney Backus to show cause on Friday, February 19, why the indictments of Zacharias Schneider and Mayer Christianopol for perjury should not be dismissed. They were witnesses in the Klein case.

The ground on which a dismissal is asked for is that the evidence before the Grand Jury was not sufficient to indict.

BLEW OPEN THE SAFE.

Burglars Poisoned Dogs, and Then Broke Into the Great Neck (L. I.) Post Office.

Thieves paid a visit Monday night to Great Neck, L. I., and broke into the post office and Baxter's drug store. The thieves first entered the Baxter store, but before doing so poisoned four dogs that were on the premises. The dogs were found dead yesterday morning. Then the burglars forced the rear door of the drug store and, after getting inside, helped themselves to some brandy.

Evidently the minds of the thieves went up to rob the post office. It is situated in Haydon's general store. Mr. Haydon is also the postmaster. He has not been in the habit of leaving valuables in his safe over night, and this will probably save him from having to square with the government.

After getting into the store the thieves went to work on the safe. They placed coats on top of it, drilled a hole near the combination and inserted a fuse. The explosion blew off the door. The burglars only secured about \$5 worth of stamps and money. Before leaving the store they took four pairs of rubber boots, some cigars and liquors. They left behind them a quantity of fuse, some cartridges and burglars' tools.

One of the dogs which was poisoned was owned by a Miss Northrup, of New York. She summons at Great Neck, and Druggist Baxter cared for the animal during the winter. Miss Northrup refused \$500 for the dog.

TRIAL INSISTED UPON.

Justice Gaynor Refused to Adjourn the Roberts Conspiracy Case, and General King Became Angry.

At the close of the arson trial before Justice Gaynor in Brooklyn yesterday Assistant District Attorney Miles said he

would move the trial for to-day of Mrs. Frank Roberts and her husband, George. They are jointly indicted for conspiracy in an attempt to blackmail Marvin Cross, the millionaire lumber dealer, of Bedford avenue and Taylor street, Williamsburg. Part of their plan was to palm off Robert Townsend as the illegitimate child of Mr. Cross.

General Horatio C. King is counsel for the defendant.

"The District Attorney assumed me that this case would not be called before next week," he said. "One of the defendants on that statement has gone away and my case is not ready."

"I think you can get ready for trial to-morrow," said the Justice.

"If this case goes on in the morning, it will be tried without me," replied General King hotly.

"It will be tried without you, then, General," said the Justice. "This case goes to to-morrow morning."

About fourteen years ago Mrs. Roberts went into the millionaire's office as a book agent. Then began an intimacy which continued up to a year ago, after Mrs. Cross's death. Cross admits having paid the Roberts woman hush money for nearly fourteen years.

About nine years ago Mrs. Roberts's sister, Mrs. Townsend, died, leaving an infant. Mrs. Roberts took the child and is alleged, convinced Mr. Cross that she was the mother and he the father. She named the little fellow Marvin Cross.

Cross discovered the alleged deception last year and caused the arrest of Mrs. Roberts and her husband for conspiracy.

Johnson Was Out of Employment and Killed Himself While Mrs. Johnson Was Away.

August Johnson, thirty-nine years old, a shoemaker, who lived with his wife and six-year-old daughter, Agnes, at No. 185 South Third street, Williamsburg, committed suicide yesterday afternoon by taking carbolic acid. His body was found last evening by his wife upon her return from her apartment. It was lying upon the kitchen floor.

Mrs. Johnson had been employed all day doing laundry work at 104 Pearl street. She had her child with her. On her return she found the apartments locked and burst open the door upon her failure to get an answer to her repeated knocking.

The woman told the police that her husband had been dependent of late on account of his failure to find employment.

SONS TESTIFIED AGAINST HIM.

Mrs. Benner Received a Divorce on the Strength of Their Statements.

An absolute divorce was granted by Supreme Court Justice Garretson in Long Island City yesterday to Mrs. Lena Benner from her husband, Jacob. The co-respondents named were Lillie and Minnie Boyle, who are now said to be residing with Benner. He is the proprietor of Benner's picnic park, at Ridgewood.

In her complaint Mrs. Benner stated that she was married on September 20, 1892, and that she lived with her husband until last fall. They had two sons—August and Arnold. Both her failure to get an answer to her repeated knocking.

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WIFE FOUND HIM DEAD.

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AN ENOCH ARDEN THAT DIDN'T DIE.

William Hain Brings a Peck of Trouble to Mr. and Mrs. Pocher.

TANGLE IN THE COURTS.

Chancellor McGill About to Refer the Pochers' Divorce Case to a Referee.

THEN WIFE MUST TRY AGAIN.

Having Got Rid of Husband No. 2, She Must, as Mrs. Hain, Secure Freedom from No. 1 Before She Can Again Wed Pocher.

Chancellor McGill, of New Jersey, will in a few days refer to a Vice-Chancellor for a hearing a divorce suit in which husband and wife join in the plea for a dissolution of their marriage. Unlike the majority of cases they only seek freedom to again become husband and wife, provided that the wife has in the mean time secured a divorce from her first husband. The story is one of Enoch Arden in real life.

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700 SISTERS GREET THEIR GOOD MOTHER.

Golden Jubilee of Mary Xavier, Head of St. Elizabeth's Academy, Begun.

MANY PRELATES THERE.

First Nun to Enter the Order Under the Mother Reads the Address to the Latter.

SHE MAKES A FEELING REPLY.

Pontifical High Mass and a Banquet in the Large Dining Hall of the School Among the Most Imposing Exercises.

The golden jubilee of Mother Mary Xavier, head of the Order of Sisters of Charity of the Catholic Church, began yesterday morning in the home of the order, St. Elizabeth's Academy, at Convent Station, N. J. For several days the hundreds of Sisters of the order had been gathering to participate in the event, and most of them were present yesterday. It was the first time in the history of the order

to watch his wife, and in November Kurzhals and the detective found Mrs. Kurzhals and the rival barber together in a hotel in New York. The latter claimed that they had simply met by chance in New York and had gone to the hotel to have a friendly drink of beer. Kurzhals, who was in a rage, made a scene at the hotel, and then came the divorce proceedings, that came to an end yesterday.

\$5 A FORTUNE TOO HIGH.

Mind Reader Mattie Bonner's Greed Spoiled Her Paying Business in the Oranges.

A woman in black, calling herself a mind reader, who has reaped a good living from the young women of the Oranges, was arrested in Orange on Monday night by Detective James Bell, of East Orange.

She gave her name as Mattie Bonner, of Crane street, Newark, and shuffled and read the cards at a score of houses in the Oranges for people who wanted to know their future.

When first heard of she was charging fifty cents each, but later complaints went to the police of her exacting \$5 fees.

Miss Margaret Henry, of Central avenue, East Orange, says some one stole a gold ring from her home, and the fortune teller was at first suspected of being the thief. It was on Miss Henry's complaint that the arrest of "the woman in black" was made, but she refused to make a complaint and Justice Elliott released the prisoner after advising her not to operate in the township again.

DEFIED HER SNOW SHOVEL.

Constable Sandford Managed to Serve a Dispossess Warrant Upon Mary Dalton.

Constable Sandford's successful attempt to serve dispossess papers on Monday on Miss Mary Dalton, whose home is in William street, Belleville, N. J., drew a large crowd to the scene.

For the past five weeks F. F. Guild, a Newark lawyer, has been vainly trying to get the papers on Miss Dalton, on whose house the Howard Savings Bank has a lien and as a last resort the papers were given to Constable Sandford.

On Monday, when Sandford saw the woman shovelling some snow on the sidewalk, he laid his hand on her arm and commanded her to stop. The woman, who was armed with a snow shovel, aimed several blows at his head and finished the reading and then laid the document on her shoulder.

Miss Dalton, who is forty-two years old, large and powerful, is well known in Belleville, where she has lived for many years, because of her eccentric habits. Recently the Howard Savings Bank got a lien on her house and when she was told she would have to get out she hung an American flag from a front window draped in black, and dared any one to take it down.

The interior of the big building was draped throughout in white and gold, the colors of the academy. At 9 o'clock the sisters gathered in the main study hall.

Mother Xavier sat on a dais, dressed in the garb of the order, as she received the congratulations of the sisters. When all had assembled she blessed them and then all united in singing "Omni Dei," the favorite hymn of the mother. Sister Theresa, the first nun who took the veil under Mother Xavier, then read an address to the Mother. Mother Xavier replied with much feeling and presented each sister with a small medal as a memento of the event.

Following the reception there was mass in the chapel. About the chancel were grouped the clergy in their brilliant robes. The white marble altar was covered with lights, and in the body of the church were the black-robed sisters of the order. Mother Xavier occupied her usual seat in the back pew.

Archbishop Corrigan was the guest of honor. Bishop Wigger went to the altar as pontiff. Bishop McQuaid, of Rochester; Bishop Hilary, of Newark; Vice-General J. J. O'Connor, Monsignor Seton, of Jersey City, and Monsignor Doane, of Newark, were also guests of honor. Father Smith, of Plainfield, was deacon of honor, and Father Gilligan was sub-deacon of honor. Fathers Carey and Wallace acted as deacons of ceremony, while Deacon McNulty, of Paterson, acted as deacon of the mass. In the chancel were 150 priests.

A choir, composed of twenty nuns, rendered the sacred music with grand effect. Bishop Wigger celebrated mass. Archbishop Corrigan, of New York, and Bishop McQuaid, of Rochester, were within the chancel. These clergymen were among the first superiors-general of St. Elizabeth's.

At 1 o'clock a banquet was served in the large dining hall. The clergy were seated in the ball, while Mother Xavier and two hundred of the sisters took other dining rooms. The white tablecloths were arranged on the table where the reverend mother dined, and all the other tables were handsomely ornamented with great bouquets. American Beauty roses were conspicuous at the tables where the church dignitaries.

Shortly after the conclusion of the banquet the assemblage repaired to the study hall, where Rev. Charles J. Kelly, of Hoboken, gave an illustrated lecture on the work of the Sisters of Charity in the State. He showed stereoscopic views of the buildings belonging to the order and told of the great progress made in educational and charitable lines through the direct efforts of the mother whose jubilee was celebrated.

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BROKE RARITAN'S ICE JAM.

Superintendent McLauri in a Tug Opens the River to Navigation.

C. A. McLauri, superintendent of the New Brunswick and New York Transportation Company, broke the big ice jam on the Raritan River, near South River, N. J., yesterday.

The jam reached from shore to shore, and was so deep and solid that the water above it was nearly two feet higher than that below.

McLauri secured the powerful tug George B. Roe, of South Amboy, and he and the crew started out in it yesterday morning and tackled the jam. After working all the morning they succeeded in cutting a passage through it.

When it was opened the ice ran out like a mill race. River traffic has now been resumed.

KURZHALS DIVORCE OFF.

Westfield Barber Forgives His Wife and, Amid Tears and Kisses, They Are Reconciled.

Amid tears and kisses and assurances of undying love for one another, Mr. and Mrs. Hugh B. Kurzhals, of Westfield, became reconciled in the law office of Clarence H. Engelman, in Plainfield, N. J., yesterday morning, and put an end to the proceedings that the husband instituted last November for an absolute divorce. Then, arm in arm, the couple walked to the law office of William McClure, who had been appointed to take testimony in the proceedings to be reviewed by the Court of Chancery, and announced to twenty-five witnesses, from Westfield and elsewhere, who had been subpoenaed to give evidence in the case, that they had decided to let bygones be bygones and that the action for the divorce would end in their once again living happily together.

Kurzhals is a barber in Westfield, N. J. Five years ago he married. Two years ago he employed a journeyman barber to assist him, and from that time his marital woes began. He was discharged by his wife's wooer the first started an opposition shop to Kurzhals's.

When first heard of she was charging fifty cents each, but later complaints went to the police of her exacting \$5 fees.

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SAT ON A RED HOT STOVE.

Fighter Arch Soden Found His Master in Charles Dinkel.

An argument over which of the two could chop wood the quicker led Arch Soden and Charles Dinkel, of Spotswood, N. J., to blows on Monday, in Belinger's Hotel.

Arch, who has a local reputation as a fighter, led off but fell short. Charlie then landed on Arch's jaw. The fighter staggered back a few steps and lay down upon a very hot stove. Arch was so bewildered by the blow that he didn't know for a few moments where he was. Then, with a yell, he sprang up and ran out of the room with his hands where the stove had been. Later he caused the arrest of Charlie, who gave bonds to keep the peace for six months and was discharged.

Soden ate his breakfast from the mantel yesterday morning.

INTERPRETER BILL RUSHED THROUGH.

In the House Mr. Roll Secured a Reconsideration of the Vote of Monday.

THE PLACE A SINECURE?

Assemblyman Nelson Denounced It as Such, but the Objectors Had Been Won Over.